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6 IN THE UNITED STATES DISTRICT COURT  
7 FOR THE DISTRICT OF ARIZONA  
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9 Gregory Clarence Mason, ) No. CV 11-1337-PHX-JAT  
10 Plaintiff, ) **ORDER**  
11 vs. )  
12 )  
13 Charles Ryan, )  
14 Defendant. )  
15 \_\_\_\_\_ )

16 Pending before the Court is Petitioner's Petition for Writ of Habeas Corpus  
17 ("Petition") (Doc. 1). The Magistrate Judge issued a Report and Recommendation ("R&R")  
18 (Doc. #8) recommending that the Petition be denied.

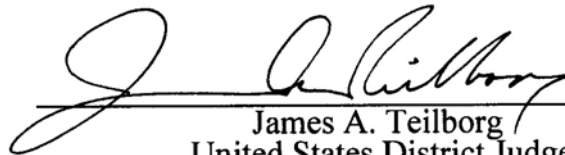
19 Neither party has filed objections to the R&R. Accordingly, the Court hereby accepts  
20 the R&R. *See Thomas v. Arn*, 474 U.S. 140, 149 (1985) (finding that district courts are not  
21 required to conduct "any review at all . . . of any issue that is not the subject of an objection"  
22 (emphasis added)); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (*en*  
23 *banc*) ("statute makes it clear that the district judge must review the magistrate judge's  
24 findings and recommendations de novo if objection is made, but not otherwise" (emphasis  
25 in original)); *see also Schmidt v. Johnstone*, 263 F.Supp.2d 1219, 1226 (D. Ariz. 2003).

26 Based on the foregoing,

27 **IT IS ORDERED** that the Magistrate Judge's Report and Recommendation (Doc. 8)  
28 is **ACCEPTED**; accordingly,

- 1 • Petitioner's Petition for Writ of Habeas Corpus (Doc. 1) is denied and dismissed  
2 with prejudice,  
3 • in the event Petitioner files an appeal, issuance of a certificate of appealability is  
4 denied because Petitioner has not made a substantial showing of the denial of a  
5 constitutional right, and  
6 • the Clerk of the Court shall enter judgment of dismissal with prejudice.

7 DATED this 21st day of December, 2011.

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11 James A. Teilborg  
12 United States District Judge  
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